

File Number:2009020613

Prepared By & Return To:  
Bridgforth & Buntin  
P. O. Box 241  
Southaven, Mississippi 38671  
(662) 393-4450

INDEXING INSTRUCTIONS: NW1/4 of Section 21, Township 2 South, Range 7 West,  
DeSoto County, Mississippi.

### **CORRECTION WARRANTY DEED**

BETTYE B. WHITTEN JENKINS, Individually and  
as Life Tenant; and BETTYE B. FUNDERBURK,  
as Executrix and Testamentary Trustee under Last  
Will and Testament of David B. Bridgforth

GRANTORS

TO

CITY OF SOUTHAVEN,  
a municipal corporation

GRANTEE

WHEREAS, BETTYE B. WHITTEN JENKINS, by and through her attorney in fact,  
BETTYE B. WHITTEN FUNDERBURK, attempted to convey to the City of Southaven  
certain real estate by Warranty Deed dated November 14, 2008 appearing of record in  
Warranty Deed Book 602 at Page 540 in the Office of the Chancery Clerk of DeSoto  
County, Mississippi; and

WHEREAS said Warranty Deed contained an erroneous description and failed to  
convey fee simple marketable title to the property in that certain outstanding interests  
were not conveyed; and

WHEREAS, concurrent with the execution and recordation of this instrument, the City of Southaven is re-conveying said property conveyed by the aforesaid Deed and it is the express intent and purpose of this instrument to correct the legal description and to convey fee simple title to said property.

WITNESSETH:

FOR AND IN CONSIDERATION of the sum of Ten Dollars (\$10.00), cash in hand paid, and other good, and valuable considerations, the receipt of all of which is hereby acknowledged, BETTYE B. WHITTEN JENKINS, Individually and as Life Tenant; both by and through her attorney in fact BETTYE B. FUNDERBURK, and BETTYE B. FUNDERBURK, in her capacity as Executrix and Testamentary Trustee under Last Will and Testament of David B. Bridgforth, do hereby sell, convey and warrant unto the CITY OF SOUTHAVEN, a municipal corporation, the land lying and being situated in the City of Southaven, DeSoto County, Mississippi, more particularly described as follows, to-wit:

SEE EXHIBIT "A"

The warranty in this deed is subject to rights of way and easements for public roads and public utilities, and zoning regulations in effect in the City of Southaven, DeSoto County, Mississippi; and further subject to Grant of Additional Easement Rights Within An Existing Easement and Right-of-Way to the United States of America by instrument of record in Book 342, Page 325; Entergy-TVA Agreement of record in Book 392, Page 284; Easement to BellSouth Telecommunications, Inc. by instrument of record in Book 460, Page 222; Permanent Utility Easement to the City of Southaven, MS by instrument of record in Book 534, Page 209; Road Right of Way Deed to DeSoto County, MS by instrument of record in Book 207, Page 630; Right of Way to Mississippi Power & Light Company by instrument of record in Book 49, Page 11; Grant of Transmission Line Easement to Northcentral Mississippi Electric Power Association by instrument of record in Book 401, Pages 40- and 407, all in the office of the Chancery Clerk of DeSoto County, Mississippi.

This conveyance is made pursuant to Durable General Power of Attorney appearing of record in Power of Attorney Contract and Lease Book 112, Page 733 and pursuant to authority granted in Chancery Cause No. 7999 and Decree of Chancery Court in Chancery Cause No. 8797 recorded in Deed Book 47 at Page 357 in said Chancery Clerk's Office.

Taxes for the current year to be pro-rated upon receipt of tax bill and possession is given with delivery of this deed.

WITNESS our signatures this the 27<sup>th</sup> day of March, 2009.

Betty B. Whitten Jenkins by  
Betty B. Whitten Funderburk, Attorney in Fact  
 BETTYE B. WHITTEN JENKINS -

Individually

By: Bettye B. Whitten Funderburk, as  
 Attorney in Fact

Betty B. Whitten Jenkins by  
Betty B. Whitten Funderburk, Attorney in Fact

BETTYE B. WHITTEN JENKINS -

Life Tenant

By: Bettye B. Whitten Funderburk, as  
 Attorney in Fact

Betty B. Funderburk  
 BETTYE B. FUNDERBURK -

as Executrix and Testamentary Trustee  
 under Last Will and Testament of  
 David B. Bridgforth

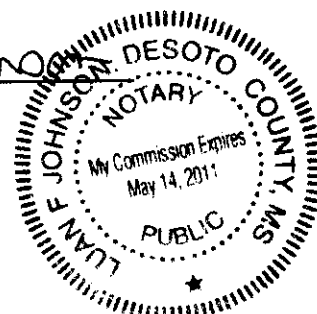
STATE OF MISSISSIPPI  
 COUNTY OF DESOTO

PERSONALLY appeared before me, the undersigned authority in and for said County and State, on this the 27th day of March, 2009, within my jurisdiction, the within named BETTYE B. WHITTEN FUNDERBURK, who acknowledged that she is attorney in fact of BETTYE B. WHITTEN JENKINS and that for and on behalf of said BETTYE B. WHITTEN JENKINS and as her act and deed, she subscribed the name of BETTYE B. WHITTEN JENKINS to the foregoing instrument of writing individually and as life tenant and her own name as attorney in fact, and signed and delivered the same on the day and year and in the capacity therein mentioned, having been first duly authorized so to do.

Given under my hand and official seal, this 27<sup>th</sup> day of March, 2009.

Luan F. Johnson  
 NOTARY PUBLIC

My Commission expires:

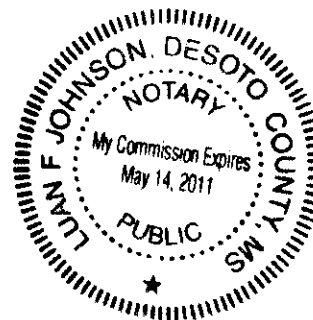


STATE OF MISSISSIPPI  
COUNTY OF DESOTO

PERSONALLY appeared before me, the undersigned authority in and for said County and State, on the 27th day of March, 2009, within my jurisdiction, the within named BETTYE B. FUNDERBURK, who acknowledged that she is the duly qualified and acting Executrix and Testamentary Trustee under the Last Will and Testament of David B. Bridgforth, and who acknowledged that in said capacity she executed the above and foregoing instrument after having been authorized so to do.

  
NOTARY PUBLIC

My Commission expires:



GRANTORS ADDRESS:  
1805 Hawthorne Drive  
Hernando, Mississippi 38632  
901-262-8113

GRANTEE'S ADDRESS:  
8710 Northwest Drive  
Southaven, MS 38671  
662-393-6939

**EXHIBIT "A"**

Commencing at an iron pin (found) at the Northwest corner of Section 21, Township 2 South, Range 7 West, Southaven, DeSoto County, Mississippi; thence S.01°06'33"W., a distance of 116.13 feet to a iron pin (found) to the POINT OF BEGINNING; said point also being the beginning of a curve to the right, of which the radius point lies S.15°15'37"W., a radial distance of 1,447.00 feet; thence easterly along the arc, through a central angle of 00°32'02", a distance of 13.48 feet to a iron pin (found) to the point of curve of a non tangent curve to the right, of which the radius point lies S.54°17'59"W., a radial distance of 192.71 feet; thence southeasterly along the arc, through a central angle of 07°08'12", a distance of 24.00 feet to a iron pin (found) to a point of reverse curve to the left having a radius of 537.83 feet and a central angle of 51°01'16"; thence southeasterly along the arc, a distance of 478.93 feet to a point of compound curve to the left having a radius of 3,022.80 feet and a central angle of 01°44'27"; thence easterly along the arc, a distance of 91.84 feet to a iron pin (found) in the centerline of existing Starlanding Road; thence S.00°25'10"E., a distance of 92.62 feet to a iron pin (found); thence N.89°49'35"W., a distance of 124.49 feet to a iron pin (found); thence S.89°34'50"W., a distance of 375.52 feet to a iron pin (found); thence N.01°06'33"E., a distance of 406.03 feet to the POINT OF BEGINNING.

All lying and being in the Northwest Quarter of Section 21, Township 2 South, Range 7 West, Southaven, DeSoto County, Mississippi, and containing 96,299.72 square feet or 2.2107 acres, more or less.

ERIC L. SAMPSON, ATTORNEY  
6055 LINDEN BLVD.  
FALLS CHURCH, VA 22044  
TEL: 703-261-1111